

# DIVISION OF WATER RIGHTS

## STATEMENT OF WATER DIVERSION AND USE ROUTE SLIP FOR AN INACTIVE/REVOKED DIVERSION OF WATER

STATEMENT # S 2283 & 2287

CLAIMANT Maxine Zumthagen

DATE RECEIVED 4/24/07

DATE	INITIALS	ROUTE	TASKS
4/24/07	WJ	1. Data Management Unit (DMU) Staff	<p><b>a. Voluntary request for inactive/revoked status</b>  <input type="checkbox"/> Yes, Go to step 3</p> <p><b>b. Review basis for returned correspondence</b>  <input type="checkbox"/> Forwarding address expired  <input type="checkbox"/> No such address, undeliverable as addressed  <input checked="" type="checkbox"/> Unclaimed and no forwarding address</p> <p><b>c. Determine claimant's current mailing address</b>  <input type="checkbox"/> Called the telephone number in WRIMS  <input checked="" type="checkbox"/> Parcel Quest  <input checked="" type="checkbox"/> Internet search tools (i.e. Google, Yahoo, AT&amp;T, 411,)</p> <p><b>d. Address Change</b>  <input type="checkbox"/> Yes, mail correspondence to new address Go to step 2  <input type="checkbox"/> Check on related water rights in WRIMS requiring a BOE change  <input type="checkbox"/> Send a memorandum to the Fee Unit for a BOE change if applications are held by Statement holder  <input checked="" type="checkbox"/> No, prepare the Inactive Status Memorandum  <input checked="" type="checkbox"/> Prepare associated documentation to be filed down in the file folder Go to step 3</p> <p><b>e. Ownership Change</b>  <input type="checkbox"/> Yes, prepare the Statement Ownership Transfer Letter  <input type="checkbox"/> Check on related water rights in WRIMS requiring a BOE change requirement  <input type="checkbox"/> Send copy of memorandum to the Fee Unit for a BOE change if applications are held by Statement holder  <input type="checkbox"/> Prepare associated documentation to be filed down in the file folder Go to step 2</p>
		2. Secretary	<input type="checkbox"/> Mail correspondence (step 1d.) <input type="checkbox"/> Mail Statement Ownership Transfer Letter (step 1e)
4/24/07	WJ	3. DMU Staff	<input checked="" type="checkbox"/> Update WRIMS to show that the Statement is now an inactive/revoked of water, delete name link for mail <input type="checkbox"/> Send a copy of the Inactive Status Memorandum to Fee Unit for any required BOE change <input type="checkbox"/> Enter new mailing address or owner into WRIMS <input type="checkbox"/> File down associated documentation in the file folder (steps 1d & 1e) and send folder to the File room
JUN 04 2007		4. Peer review	<input checked="" type="checkbox"/> DMU staff QC WRIMS entry
		5. Files	File down the route slip and any loose correspondence

STATEMENT INACTIVE STATUS-RT (4/18/07)

## MEMORANDUM

TO: FILE

FROM: WHALEN TOY  
 Water Resources Control Engineer  
 Data Management Unit - Statement Program  
 Division of Water Rights

DATE: April 24, 2007

# MEMORANDUM

TO: FILE

FROM: WHALEN TOY  
Water Resources Control Engineer  
Data Management Unit - Statement Program  
Division of Water Rights

DATE: April 24, 2007

SUBJECT: UNDELIVERED SUPPLEMENTAL STATEMENT OF WATER  
DIVERSION AND USE (STATEMENT) S002283.


The U. S. Postal Service returned Supplemental Statement S002283 to the Division of Water Rights (Division) as "*not deliverable as addressed.*" Division staff subsequently used Parcel Quest™ and/or 411Locate™ on-line services in an attempt to identify current ownership of the diversion property, but were unsuccessful.

The water diverter is responsible for keeping the Division informed of any address or ownership changes. Because Division staff was unable to verify current ownership, S002283 has been designated as an inactive diversion, and has been coded as such in the Division's database. Unless notified by the current owner(s) or their agent, the Division will no longer issue a Supplemental Statement for S002283.

Attachment: Supplemental Statement  
Returned Envelope

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☐ WRIMS update by

  
Date 4/24/07

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**Keep on Top of File Folder until Reactivated**

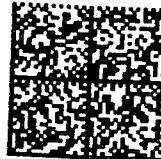
NOT AT THIS ADDRESS *AKC*


MAXINE ZUMTHURN  
1401 NORTH IRWIN S  
HANFORD, CA 93230

S002283

SCAF TRF 9501202000  
95230

**PRESORTED  
FIRST CLASS**



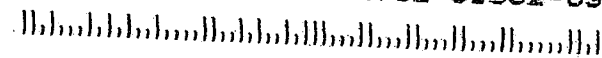
UNITED STATES POSTAGE  
  
 PITNEY BOWES  
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 MAR 28 200  
 MAILED FROM ZIP CODE 95814

..X 05-29-97-54C CA 555.XX

NIXIE 913 1 00 04/06/07

RETURN TO SENDER  
ATTEMPTED - NOT KNOWN  
UNABLE TO FORWARD

BC: 95612200000 \*2752-01532-00-36



**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **MAXINE ZUMTHURN**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING  
**MAXINE ZUMTHURN**  
1401 NORTH IRWIN ST  
HANFORD, CA 93230

STATEMENT NO.: **S002283**  
CONTACT PHONE NO.:

**S002283**

**2004, 2005, 2006**

Source Name: **COLE SLOUGH**

Tributary To: **KINGS RIVER**

County: **Fresno**

Diversion Within: **NW¼ of SE¼ Section 13 T17S, R21E, MB&M**

Year of First Use: **1920**

Parcel Number:

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004													
2005													
2006													

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. **Conservation of water**

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_

Describe any water conservation efforts you have initiated: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO \_\_\_\_.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO \_\_\_\_.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



**Linda S. Adams**  
Secretary for  
Environmental Protection

# State Water Resources Control Board

## Division of Water Rights

1001 I Street, 14<sup>th</sup> Floor ♦ Sacramento, California 95814 ♦ 916.341.5300  
P.O. Box 2000 ♦ Sacramento, California 95812-2000  
Fax: 916.341.5400 ♦ [www.waterrights.ca.gov](http://www.waterrights.ca.gov)



**Arnold Schwarzenegger**  
Governor

### TO ALL WATER USERS FILING SUPPLEMENTAL STATEMENTS OF WATER DIVERSION AND USE MARCH 2007

Enclosed is your Supplemental Statement of Water Diversion and Use form (Supplemental Statement) for the years **2004, 2005, and 2006**. All Supplemental Statements should be completed and postmarked no later than **JULY 1, 2007** for delivery to the State Water Resources Control Board, Division of Water Rights (Division). Please review the information in the upper half of the enclosed Supplemental Statement(s) and make any corrections or additions in red ink or pencil (e.g., corrections to current ownership, address, phone number, agent, etc.) so that the Division's database record(s) can be updated.

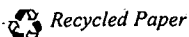
A separate Statement of Water Diversion and Use form is required for each point of diversion. If the location of the existing point of diversion, as identified on the Supplemental Statement form, has changed, please identify the new location. However, if you have developed a new point of diversion, in addition to the existing point of diversion, please contact the Division for a separate form to record the new diversion.

If you do not file a Supplemental Statement, your use will be considered inactive and it will be recorded as such in the Division's database, and the Division will no longer mail you Supplemental Statements. If you wish to reactivate an inactive Statement in order to record your diversion and use of water, please contact the Division.

If you have any questions or need assistance, please contact me at (916) 341-5376 or at [brigby@waterboards.ca.gov](mailto:brigby@waterboards.ca.gov).

**BILL RIGBY**  
Engineering Associate  
Data Management Unit

***California Environmental Protection Agency***



**\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\***

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

STATEMENT NO: S002283

OWNER OF RECORD: MAXINE ZUMTHURN

MAXINE ZUMTHURN  
1401 NORTH IRWIN STREET  
HANFORD, CA 93230

**P.O. RETURNED**

SOURCE: COLE SLOUGH  
TRIBUTARY TO: KINGS RIVER  
COUNTY: FRESNO  
DIVERSION

WITHIN: NW¼ OF SE¼ SECTION 13, T17S, R21E, MDB&M.

TELEPHONE NUMBER:

( ) -

YEAR OF FIRST USE: 1920

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.**

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_.
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992													
1993													
1994													

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

**\*\*\* CONTINUE ON BACK PAGE \*\*\***

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"  
"Information Pertaining to Water Rights in California"  
"Water Rights for Stockponds Constructed Prior to 1969"  
"Appropriation of Water in California"



## STATE WATER RESOURCES CONTROL BOARD

## DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

(916) 657-1875

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 002283

J. & M. LUMTHURN  
1401 NORTH IRWIN STREET  
HANFORD, CA 93230

TELEPHONE NUMBER:  
( ) -

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: COLE SLOUGH

TRIBUTARY TO: KINGS RIVER

COUNTY: FRESNO

YEAR OF FIRST USE: 1920

## DIVERSION

WITHIN: NW1/4 OF SE1/4 SECTION 13, T17S, R21E, MDB&amp;M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_B. Year of first use (Please provide if missing above) \_\_\_\_\_.C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991													
1992													
1993													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, California

Signature: \_\_\_\_\_

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969";

"Appropriation of Water in California"

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

S228

A. Name of person diverting water JOSEPH and MARTHA ZIMTHURN  
Address 2425 10th AVENUE LATON, CALIFORNIA

B. Name of body of water at point of diversion COLE SLOUGH  
Tributary to KINGS RIVER

C. Place of diversion LOTS 28, 29 PORT 19 // Section 13 Township 17 Range 21 E. BORN  
FRESNO County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works

E. Capacity of diversion works 3,000 cubic feet per second  
Capacity of storage reservoir gallons per minute  
State quantity of water used each month in gallons or acre-feet  
gallons  
acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
:	:	:	:	:	:	:	:	:	:	:	:	:	:

If monthly annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. Feb-Mar 86 ac. irrig. (1); June-July-Aug-86 ac. irrig. (6); Sept. 86 ac. irrig. (1); Nov-Dec 86 ac. irrig.

Maximum annual water use in recent years FOUR gallons  
Minimum annual water use in recent years FOUR gallons  
Type of diversion facility: gravity, pump X  
Method of measurement: weir, flume, electric power meter, water meter, estimate X

F. Purpose of use (what water is being used for) COTTON, CORN, BARLEY at present.

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)  
REFER TO LINE C. ABOVE.

H. Year of first use as nearly as known EARLY 1920's OR BEFORE (TO THE BEST OF MY KNOWLEDGE)

I. Name of person filing statement JOSEPH ZIMTHURN  
Position OWNER Organization  
Address 2425 10th AVENUE LATON, CALIFORNIA

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed June 29 Signature Joseph Zimthurn

See Instructions on Reverse Side

SRFB 40-4-55

5-023-09-00-0